IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE EIGHTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE GODA RAGHURAM

WRIT PETITION NO : 11915 of 2005

Between:

1 Smt. K. Annapurna, W/o. K.B. Srinivas,
R/o. 11-13-539, Road No. 3, Yadav Nagar, Alkapuri, L.B. Nagar,
Municipality, Ranga Reddy District.
2 Sri A. Srinivas Reddy, S/o. Ranga Reddy,
R/o. 9-9-17/B, Reddy Colony, Champapet,

L.B. Nagar Municipality,
Ranga Reddy District.
3 Smt. B. Bhanumathi, W/o. B. Narahari,
R/o. 21-34/2, Sharada Nagar, Dilsukhnagar, Hyderabad.

..... PETITIONERS

AND

1 The State of A.P.

rep., by its Special Chief Secretary

to the Revenue Department,

Secretariat, Hyderabad.
2 The District Registrar,

Stamps and Registration, Ranga Reddy District.
3 The Sub-Registrar,

Champapet, Ranga Reddy District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue appropriate writ, order or direction preferably a writ in the nature of writ of

mandamus declaring the action of third respondent in not registering and releasing petitioners sale deeds as per G.O.Ms.No. 807, Revenue (Registration-I) Department Dt. 13-10-2004 as illegal, arbitrary, violation of principles of natural justice and contrary to G.O.Ms.No. 807, dt. 13-10-2004 and consequently direct the third respondent to receive and release the sale deeds of the petitioners after due registration of their respective plots by extending the benefit of judgment in W.P.Nos. 2414 of 2005, 4836/2005 and 6537/2005,

dt. 1-3-2005, 11-3-2005 and 05-4-2005 and pass such other and further order or orders as are deemed fit and proper in the circumstances of the case and in the interest of justice

Counsel for the Petitioner: Mr. RESU.MAHENDER REDDY

Counsel for the Respondents: GP FOR REVENUE

The Court, at the stage of admission, made the following :

ORDER:

This Writ Petition is filed to declare the action of the 3rd respondent, in not registering and releasing sale deeds of the petitioners as per G.O.Ms.No. 807, Revenue (Registration-I) Department dated 13-10-2004, as illegal, arbitrary and consequently to direct the 3rd respondent to receive and release the sale deeds of the petitioners after due registration of their respective plots.

2. Heard the learned counsel for the petitioner, Sri Mahendra Reddy and the learned Government Pleader for Revenue for the respondents.

3. The learned Government Pleader for Revenue for the respondents agreed that the petitioner is entitled to the relief he seeks in view of the judgment of a learned single Judge of this Court dated 05-04-2005 in W.P.No.6537 of 2005.

4. Accordingly, this Writ Petition is allowed. The 3rd respondent is directed to receive the documents presented by the petitioners, register the said documents, if they are otherwise in order and to comply with the other requirements of law and release the documents in favour of the petitioners, without reference to the orders of the Government in G.O.Ms.No. 751 dated 12-12-2001. The 2nd respondent or the registering authority may however decline to register the documents or release the same in favour of the petitioners, if there are any other objections to the said course of conduct except objections based on the orders in the said G.O.Ms.No.751 dated 12-12-2001.

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(GODA RAGHURAM,J)

8th June, 2005.

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To

1 The Special Chief Secretary to the Revenue Department,

State of A.P.

Secretariat, Hyderabad.

2 The District Registrar,

Stamps and Registration, Ranga Reddy District.

3 The Sub-Registrar,

Champapet, Ranga Reddy District.

4 Two CCs to the GP for Revenue, High Court of A.P.,

Hyderabad (O.U.T.)

5 Two CD copies

6 One CC to MR.MAHENDER REDDY